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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

(Fresno Division)

UNITED STATES OF AMERICA,) D.C. No. CR F-01-5336-OWW
Plaintiff,) ORDER DECLINING
vs.) JUDICIAL RECOMMENDATION
GLENN HERMAN SULLIVAN,) TO BUREAU OF PRISONS
Defendant.)

Judge: Hon. Oliver W. Wanger

On June 24, 2005, this Court re-sentenced Defendant Glenn Herman Sullivan to a term of 40 months in the custody of the Bureau of Prisons, following the Ninth Circuit's remand. The defendant came before this Court and the Court had the opportunity to observe his demeanor and to hear him speak. The Court is familiar with the defendant's conduct while on pretrial release from this Court during the period between the indictment in September 2001 through his conviction in January 2003. The Court is also familiar with the defendant's constructive conduct while in BOP custody. The Court finds that the defendant has had an exemplary history complying with all requirements of supervision, both as a pretrial releasee, and as an inmate in Fresno County Jail and at the Beckley Federal Prison Camp. Finally, the Court notes that a significant amount of restitution is owed by the defendant, who has employable skills and potential employment

1 opportunities, such that participation in the BOP's early (10%) release home detention
2 program would facilitate the payment of restitution.

3 Therefore, For Good Cause Shown and based on the above reasons, this Court
4 hereby recommends to the Bureau of Prisons that defendant Glenn H. Sullivan (Register
5 No. 60321-097) be granted early release, pursuant to the Bureau of Prisons' 10% release
6 program, to home detention at his home in Carmel, Indiana, subject to all the Bureau's
7 usual requirements for participation in this program.

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9 DECLINED.

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11 Dated: July 12, 2005

12 /s/ OLIVER W. WANGER

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14 HON. OLIVER W. WANGER
U.S. District Court